

REMARKS

Claims 1-2, 5-6, 10, 12-15, and 20 are all the claims presently pending in the application. Claims 1-2, 5-6, and 13 are amended to correct the errors in the Examiner's Amendment.

On Monday, May 9, 2005, Examiner Ha contacted Applicant's representative and requested authorization to enter an examiner's amendment that canceled claims 3-4, 7-9, 11, and 21-26, incorporated the features of canceled claim 3 into independent claim 1, incorporated the features of canceled claim 4 into independent claim 2, incorporated the features of canceled claim 7 into independent claim 5, incorporated the features of canceled claim 8 into independent claim 6, and incorporated the features of canceled claims 16 and 17 into independent claim 13.

On Wednesday, May 11, 2005, Applicant's representative contacted Examiner Ha and approved the proposed Examiner's Amendment and also forwarded a copy of the amendments to the claims which would be entered by the Examiner as agreed upon by the Applicant and Examiner Ha. A copy of the facsimile that was forwarded to the Examiner is attached.

Upon receiving the Notice of Allowance which included the amendments to the claims that were actually entered by the Examiner, Applicant's representative noted that the Examiner's amendment differed from that which was previously agreed upon by the Applicant and the Examiner. Applicant's representative contacted Examiner Ha on July 12, 2005, to determine if there was a basis for the differences and the Examiner disagreed with the assertion that there were differences and stated that the Examiner's Amendment was "exactly" what was faxed to Examiner Ha on May 11, 2005.

Applicant's representative requested that Examiner Ha retrieve the file which included what was faxed to the Examiner and to compare that to the Amendment that was entered.

On July 20, 2005, Applicant's again contacted Examiner Ha. During that telephone conference Examiner Ha admitted that the Examiner's Amendment did not correspond with the amendments which were faxed to the Examiner on May 11, 2005. However, Examiner Ha then alleged that the differences were due to the incorporation of claim 9 into claim 6.

Applicant's representative reminded Examiner Ha that the Applicant never agreed to incorporate claim 9 into claim 6 and even assuming arguendo that the Applicant had agreed to do so, claim 6 was still incorrect.

Examiner Ha also admitted that she did not review the Applicant's May 11, 2005, facsimile at all when preparing the Examiner's Amendment.

Examiner Ha then requested that the Applicant file this Amendment to correct the errors.

Therefore, in accordance with Examiner Ha's request, this Amendment amends the claims to place them into the condition which the claims would have been in had the Examiner's Amendment corresponded to what was agreed upon by Applicant and Examiner Ha on May 11, 2005.

For the above reasons, Applicant respectfully requests entry of this Amendment.

Should the Examiner find the Application to be other than in condition for allowance, the Examiner is requested to contact the undersigned at the local telephone number listed below to discuss any other changes deemed necessary in a telephonic or personal interview.

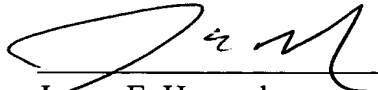
Serial No. 10/466,925
Docket No. 99N034-US

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The Commissioner is hereby authorized to charge any deficiency in fees or to credit any overpayment in fees to Attorney's Deposit Account No. 50-0481.

Respectfully Submitted,

Date: 7/28/05


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